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JFW

In Re Application of: J.C. CONGARD &  
Application No. 09/082,141  
Filed: October 19, 2001  
For: DEVICE AND METHOD FOR SUPPLYING ATOMIZERS...

Art Unit: 1762  
Examiner: K. Bareford  
Washington, D.C.  
Atty.'s Docket: CONGARD=2  
Date: July 29, 2005

THE COMMISSIONER OF PATENTS  
Customer Service Window  
Randolph Building, Mail Stop AF \_\_\_\_\_  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Transmitted herewith is an Amendment Under 37 CFR 1.116 in the above-identified application.

- ☐ Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.  
☐ No additional fee is required.  
☒ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 13	MINUS	** 20	0
INDEP.	* 4	MINUS	*** 4	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 25	\$
x 100	\$
+ 180	\$
ADDITIONAL FEE TOTAL	
	\$

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 50	\$
x 200	\$
+ 360	\$
TOTAL	
	\$

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

- ☒ Conditional Petition for Extension of Time  
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

- ☒ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
[ ] First - \$ 60.00  
[ ] Second - \$ 225.00  
[ ] Third - \$ 510.00  
[ ] Fourth - \$ 795.00  
Month After Time Period Set

Other Than Small Entity  
Response Filed Within  
☒ First - \$ 120.00  
[ ] Second - \$ 450.00  
[ ] Third - \$ 1020.00  
[ ] Fourth - \$ 1590.00  
Month After Time Period Set

[ ] Less fees (\$ \_\_\_\_\_) already paid for \_\_\_\_ month(s) extension of time on \_\_\_\_\_.

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_.

☒ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$120.00.

[ ] A check in the amount of \$ \_\_\_\_\_ is attached (check no. ).

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

08/01/2005 HALI11 00000088 09982141  
01 FC:1251 120.00 OP

Facsimile: (202) 737-3528  
Telephone: (202) 628-5197

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By:   
Jay M. Finkelstein  
Registration No. 21,082



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

ATTY.'S DOCKET: CONGARD=2

In re Application of:	)	Art Unit: 1762
	)	
Jean C. CONGARD et al	)	Examiner: K. Bareford.
	)	
Appln. No.: 09/982,141	)	Washington, D.C.
	)	
Filed: October 19, 2001	)	Confirmation No. 7548
	)	
For: DEVICE AND METHOD FOR	)	July 29, 2005
SUPPLYING ATOMIZERS...	)	

**AMENDMENT UNDER 37 CFR 1.116**

Honorable Commissioner for Patents  
Customer Service Window  
Randolph Building, Mail Stop AF  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In response to the Communication dated July 11, 2005,  
kindly amend the above-identified Application as follows.

**Amendments to the Claims** are reflected in the  
listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.